

UNITED STATES DISTRICT COURT

District of Delaware

PETsMART, INC., a Delaware
Corporation, in its capacity as
fiduciary of the PETsMART Flexible
Benefits Plan

SUMMONS IN A CIVIL CASE

Plaintiff,

V.

CASE NUMBER: - 07 - 628 -

JANET M. DAVIDSON,
MICHAEL D. BEDNASH, ESQUIRE and
KIMMEL CARTER ROMAN & PELTZ,
P.A., a Delaware Corporation,

Defendants.

TO Michael D. Bednash, Esquire
c/o Kimmel Carter Roman & Peltz, P.A.
200 Biddle Ave.
P.O. Box 1070
Bear, DE 19701-7070

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)
Timothy M. Holly, Esquire
CONNOLLY BOVE LODGE & HUTZ LLP
The Nemours Building
1007 North Orange Street
P.O. Box 2207
Wilmington, DE 19899

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

OCT 15 2007

CLERK

DATE

(By)  DEPUTY CLERK

RETURN OF SERVICE

Service of the Summons and Complaint was made by me ⁽¹⁾	DATE 10/15/07
NAME OF SERVER (PRINT) PAUL COULBY	TITLE PROCESS SERVER

Check one box below to indicate appropriate method of service

- ☒ Served personally upon the defendant. Place where served: 200 BIDDLE AVE, BEAR, DE ACCEPTED BY BETH LINDSEY AT 2:20 PM
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____
- ☐ Returned unexecuted: _____
- ☐ Other (specify): _____

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 10/15/07
Date

Paul H Coulby
Signature of Server

230 N MARKET ST, WILM DE 19801
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.